

**UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF TENNESSEE  
WESTERN DIVISION**

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**ROWVAUGHN WELLS, Individually  
and as Administratrix Ad Litem of the  
Estate of Tyre Deandre Nichols, deceased,**

**Plaintiff,**

**VS.**

**2:23-cv-02224-MSN-atc**

**CITY OF MEMPHIS, a municipality,  
CHIEF CERELYN DAVIS in her  
official capacity,  
EMITT MARTIN III in his individual capacity,  
DEMETRIUS HALEY in his individual capacity,  
JUSTIN SMITH in his individual capacity,  
DESMOND MILLS, Jr. in his individual capacity,  
TADARRIUS BEAN in his individual capacity,  
PRESTON HEMPHILL in his individual capacity,  
ROBERT LONG in his individual capacity,  
JAMICHAEL SANDRIDGE in his individual capacity,  
MICHELLE WHITAKER in her individual capacity, and  
DEWAYNE SMITH in his individual capacity and as  
an agent of the City of Memphis,**

**Defendants.**

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**MOTION OF DEFENDANT, EMMITT MARTIN'S MOTION TO STAY  
CIVIL PROCEEDINGS UNTIL CRIMINAL PROCEEDINGS ARE RESOLVED**

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COMES NOW, Emmitt Martin, III with his Motion to Stay All Civil Proceedings in this cause as it relates to Defendant, Martin pending the outcome of the current criminal proceedings in Memphis Shelby County Tennessee. In support of this Motion, Defendant Martin herein files this Motion, accompanying Memorandum of Law in Support and a Certificate of Consultation under Local Rule 7.2 (B).

A proposed order will be sent to the Court's chambers for consideration and the

convenience of the Court.

RESPECTFULLY SUBMITTED,

/s/ Florence M. Johnson

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**CERTIFICATE OF SERVICE**

I hereby certify that a copy of the foregoing has been served on the listed counsel of record via the Court's ECF electronic filing data base on this the 16<sup>th</sup> day of June, 2023:

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